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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/888,438	06/26/2001	James L. Foran	15-4-1152.00	9657
26111	7590	09/20/2005	EXAMINER	
STERNE, KESSLER, GOLDSTEIN & FOX PLLC 1100 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005			YANG, RYAN R	
			ART UNIT	PAPER NUMBER
			2672	

DATE MAILED: 09/20/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/888,438

Applicant(s)

FORAN, JAMES L.

Examiner

Ryan R. Yang

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 01 July 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 2-5,7,9,10 and 12 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 2-5, 7, 9-10, 12 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)             | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)    | Paper No(s)/Mail Date. _____  |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____   | 6) <input type="checkbox"/> Other: _____                                    |

## **DETAILED ACTION**

### ***Continued Examination Under 37 CFR 1.114***

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 7/1/2005 has been entered.

2. This action is responsive to communications: Amendment, filed on 7/1/2005. This action is non-final.

3. Claims 2-5, 7, 9-10 and 12 are pending in this application. Claims 3 and 9 are independent claims. In the Amendment, filed on 7/1/2005, claims 2-5, 7 and 9-10 were amended, claims 6, 8 and 11 were canceled, and claim 12 was added.

4. The present title of the invention is "Method and system for presenting three-dimensional computer graphics images using multiple graphics processing units" as filed originally.

### ***Claim Rejections - 35 USC § 103***

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 2-5, 7, 9-10 and 12 rejected under 35 U.S.C. 103(a) as being unpatentable over Knittel et al. (6,532,017) and further in view of Kaufman et al. (5,760,781).

7. As per claim 3, Knittel et al. (6,532,017), hereinafter Knittel, discloses a method for presenting three-dimensional computer graphics images of a scene using multiple graphics processing units, comprising the steps of:

(1) allocating, to the multiple graphics processing units, three-dimensional computer graphics data such that said allocated three-dimensional computer graphics data correspond to portions of the scene that lie within rectangular subvolumes to which the multiple graphics processing units have been assigned (Figure 7 V-Bus to 210 “The VRC 202 includes a pipelined processing element 210 having 4 parallel rendering pipelines 212 ... The processing element 210 obtains voxel data from the voxel memory 100 via voxel memory interface logic 216”, column 14, line 61-63, where the rendering pipelines are the graphics processing units);

(2) rendering, by the multiple graphics processing units, said allocated three-dimensional computer graphics data (where each pipeline can perform “interpolation, classification, gradient estimation, illumination, and compositing”, Abstract);

(3) combining said rendered three-dimensional computer graphics data with image combiners (Figure 4 29 “the colors, levels of brightness, and transparencies assigned to all of the samples along all of the rays are applied as illustrated at 29 to a compositing unit 124 that mathematically combines the sample values into pixels depicting the resulting image 32 for display on image plane 16”, column 9, line 34-40,

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where the compositing unit is considered combiner), wherein outputs from the multiple graphics processing units are direct inputs to first stage image combiners and outputs from at least two of the first stage image combiners are direct inputs to a second stage image combiner, thereby producing a three-dimensional computer graphics image; and

(4) presenting, for viewing, said combined three-dimensional computer graphics image (Figure 4, item 32).

Knittel discloses a method for presenting three-dimensional computer graphics images using multiple graphics processing units. It is noted that Knittel does not explicitly disclose "outputs from the multiple graphics processing units are direct inputs to first stage image combiners and outputs from at least two of the first stage image combiners are direct inputs to a second stage image combiner, thereby producing a three-dimensional computer graphics image", however, this is known in the art as taught by Kaufman et al., hereafter Kaufman. Kaufman discloses a method of volume visualization in which the voxel data is combined hierarchically (Figure 6 where voxel combination unit 38 is considered an image combiner and a voxel is considered a subvolume of a image).

Thus, it would have been obvious to one of ordinary skill in the art to incorporate the teaching of Kaufman into Knittel because Knittel discloses a method of presenting three-dimensional computer graphics and Kaufman discloses the image is combined in several stages in order to quickly generate a three-dimensional image.

8. As per claim 2, Knittel and Kaufman demonstrated all the elements as disclosed in the rejected claim 3, and Knittel further discloses loading, into memory cells

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accessible by the multiple graphics processing units, the three-dimensional computer graphics data corresponding to the portion portions of the scene that lies lie within the rectangular subvolumes to which the multiple graphics processing unit units have been assigned (Figure 6 204 "section memory 204 is used to store sections of a volume during rendering of the volume data set by the VRC", column 14, line 47-48 and Fig. 10 depicts loading of the subvolume to memory).

9. As per claim 4, Knittel and Kaufman demonstrated all the elements as disclosed in the rejected claim 3, and Kaufman further discloses wherein said combining further comprises the step of

(5) ordering said rendered three-dimensional computer graphics data based on locations between said determined viewing position and the rectangular subvolumes to which the multiple graphics processing units have been assigned (Figure 1, item 6; "The conveyer 10 performs a deskewing operation in order to match the physical sequential order of the input modules of the ray projection tree 6 to the sequential order of the voxels of each viewing ray", column 2, line 3-6).

Thus, it would have been obvious to one of ordinary skill in the art to incorporate the teaching of Kaufman into Knittel because Knittel discloses a method of presenting three-dimensional computer graphics and Kaufman discloses the image is combined in in sequential order in order to generate a three-dimensional image related to a projection array.

10. As per claim 5, Knittel and Kaufman demonstrated all the elements as disclosed in the rejected claim 3, and Knittel further discloses combining further comprises the step of:

(5) blending said rendered three-dimensional computer graphics data (Figure 4 29 “a compositing unit 124 that mathematically combines the sample values into pixels depicting the resulting image 32”, column 9, line 36-39).

11. As per claim 9, Knittel discloses a system for presenting three-dimensional computer graphics images , comprising:

memory for storing three-dimensional computer graphics data (Figure 14, item 100);

multiple graphics processing units for rendering portions of the three-dimensional computer graphics data that correspond to rectangular subvolumes to which said multiple graphics processing units are assigned (Figure 7 V-Bus to 210 “The VRC 202 includes a pipelined processing element 210 having 4 parallel rendering pipelines 212 ... The processing element 210 obtains voxel data from the voxel memory 100 via voxel memory interface logic 216”, column 14, line 61-63, where the rendering pipelines are considered multiple graphics processing units);

a communications means for communicating a viewing position to each of said multiple graphics processing units (“A first interpolation unit 244 interpolates the z-gradient in the z direction, resulting in four intermediate values”, column 12, line 64-66, therefore, the viewing direction is known by the GPU); and

image combiners for combining the three-dimensional computer graphics data rendered by said multiple graphics processing units to produce a three-dimensional computer graphics image (Figure 14 has a plurality of Compositing Unit), wherein outputs from the multiple graphics processing units are direct inputs to first stage image combiners and outputs from at least two of the first stage image combiners are direct inputs to a second stage image combiner.

Knittel discloses a system for presenting three-dimensional computer graphics images using multiple graphics processing units. It is noted that Knittel does not explicitly disclose "outputs from the multiple graphics processing units are direct inputs to first stage image combiners and outputs from at least two of the first stage image combiners are direct inputs to a second stage image combiner, thereby producing a three-dimensional computer graphics image", however, this is known in the art as taught by Kaufman. Kaufman discloses a system of volume visualization in which the voxel data is combined hierarchically (Figure 6 where voxel combination unit 38 is considered an image combiner and a voxel is considered a subvolume of a image).

Thus, it would have been obvious to one of ordinary skill in the art to incorporate the teaching of Kaufman into Knittel because Knittel discloses a system of presenting three-dimensional computer graphics and Kaufman discloses the image is combined in several stages in order to quickly generate a three-dimensional image.

12. As per claim 7, Knittel and Kaufman demonstrated all the elements as disclosed in the rejected claim 9, and Knittel further discloses wherein each of the image combiners has an associated frame buffer for storing said combined three-dimensional



computer graphics image (Figure 14, item 200 where the pixel memory stores said combined three-dimensional computer graphics image).

13. As per claim 10, Knittel and Kaufman demonstrated all the elements as disclosed in the rejected claim 9, and Knittel further discloses said memory comprises memory cells such that each said memory cell is accessible by only one of the multiple graphics processing units ("The voxels are supplied to the pipelines 210-0- 212-3, respectively, in 4-voxel groups in a scanned order", column 15, line 9-11).

14. As per claim 12, Knittel and Kaufman demonstrated all the elements as disclosed in the rejected claim 3, and Knittel further discloses before step (2), the steps of:

(5) determining a viewing position (Figure 1 where the view direction determines a viewing position); and

(6) communicating said determined viewing position to the multiple graphics processing units ("All of the calculations for data positions having a given x coefficient modulo 4 are processed by the same rendering pipeline", column 15, line 11-16).

### ***Response to Arguments***

15. Applicant's arguments, see amendment, filed 7/1/2005, with respect to the rejection(s) of claim(s) 2-5, 7 and 9-10 under Knittel and Kelleher have been fully considered and are persuasive. Therefore, the rejection has been withdrawn.

However, upon further consideration, a new ground(s) of rejection is made in view of Knittel and Kaufman.

***Conclusion***


16. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

***Inquiries***

17. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ryan R Yang whose telephone number is (571) 272-7666. The examiner can normally be reached on M-F 8:30AM-5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Razavi can be reached on (571) 272-7664. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
Ryan Yang  
September 16, 2005